

Table of Contents

<i>Preface</i>	v
<i>List of Contributors</i>	ix
<i>Table of Cases</i>	xiii
<i>Table of Legislation</i>	xxxii

Introduction: Five Years Old and Growing: The EU Charter of Fundamental Rights as a Binding Instrument	1
<i>Sybe de Vries, Ulf Bernitz and Stephen Weatherill</i>	

Part I: The Constitutional Dimension of Fundamental Rights

1. Five Years of Charter Case Law: Some Observations	11
<i>Allan Rosas</i>	
2. The Relationship Between the EU and the ECHR Five Years on from the Treaty of Lisbon	21
<i>Sionaidh Douglas-Scott</i>	
3. Who Decides on Fundamental Rights Issues in Europe? Towards a Mechanism to Coordinate the Roles of the National Courts, the ECJ and the ECtHR.....	47
<i>Janneke Gerards</i>	
4. Why National Constitutional Courts Should not Embrace EU Fundamental Rights	75
<i>Jan Komárek</i>	
5. The Interplay Between the Charter and National Constitutions after <i>Åkerberg Fransson</i> and <i>Melloni</i> : Has the CJEU Embraced the Challenges of Multilevel Fundamental Rights Protection?	93
<i>Clara Rauchegger</i>	

Part II: The Scope of Fundamental Rights in EU Law

6. The EU Charter of Fundamental Rights Five Years on: The Emergence of a New Constitutional Framework?	135
<i>Xavier Groussot and Gunnar Thor Petursson</i>	

viii *Table of Contents*

7.	The Scope of the Charter and its Impact on the Application of the ECHR: The <i>Åkerberg Fransson</i> Case on <i>Ne Bis in Idem</i> in Perspective	155
	<i>Ulf Bernitz</i>	
8.	The Silence of the Charter: Social Rights and the Court of Justice	173
	<i>Catherine Barnard</i>	
9.	Much Ado About Nothing? How the EU Charter of Fundamental Rights Could Challenge Prevailing Notions of Territorial Rights and Solidarity as Regards National Social Security Systems	189
	<i>Jaan Paju</i>	
Part III: Safeguarding Fundamental Rights in Europe's Internal Market		
10.	Protecting the Internal Market from the Charter	213
	<i>Stephen Weatherill</i>	
11.	The EU Single Market as 'Normative Corridor' for the Protection of Fundamental Rights: The Example of Data Protection	235
	<i>Sybe de Vries</i>	
12.	The EU Charter of Fundamental Rights and the Rights to Data Privacy: The EU Court of Justice as a Human Rights Court	261
	<i>Federico Fabbrini</i>	
13.	Privacy and Data Protection: The Rights of Economic Actors	287
	<i>Peter Oliver</i>	
14.	Dawn Raids in Competition Cases: Do the European Commission's Dawn Raid Procedures Stand the Test of the Charter?	321
	<i>Helene Andersson</i>	
15.	The Charter and the EU State Aid Procedure	343
	<i>John Temple Lang</i>	
	<i>Index</i>	365